

REQUEST FOR RCE  
S. Buys  
8/15/02

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or patent application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/427,260
Filing Date	October 25, 1999
First Named Inventor	Farhad Khosravi and Himanshu N. Patel
Group Art Unit	3738
Examiner Name	B. Pelligrino
Attorney Docket Number	239/227

This is a Request for continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective May 29, 2000. If the above-identified was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patented term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on April 1, 2002  
Any unentered amendment(s) referred to above will be entered.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

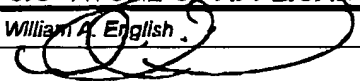
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.


- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-2475
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) in the amount of \$370.00.
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17); if any extension of time is required, please consider this a request therefor. A 3 month extension of time in the amount of \$460.00 is enclosed.
- iii. ☐ Other: Any fee under \$1.15 or \_\_\_\_\_
- b. ☒ Check in the amount of \$830.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	William A. English	Registration No. (Attorney/Agent)	42,515
Signature		Date	June 3, 2002

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Sally Hartwell	Date	June 3, 2002
Signature			

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1220**LYON & LYON LLP**A LIMITED LIABILITY PARTNERSHIP  
INCLUDING PROFESSIONAL  
CORPORATIONS1900 Main Street  
Sixth Floor  
Irvine, CA 92614

No. 3941

DOCKET NO. 235/265

SERIAL NO. 09/427,260

APPLICANT Farhad Khosravi, et al.

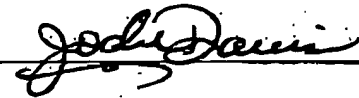
PAY \*\*\*\*\*EIGHT HUNDRED THIRTY DOLLARS AND NO/100s\*\*\*

EXPLANATION	AMOUNT
RCE Filing Fee	370.00
3 Mo. Ext. of Time	460.00

DATE June 3, 2002 \$ 830.00

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Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date stamp and returning this card to our office.

Inventor(s): Farhad Khosravi, et al.  
Serial No.: 09/427,260 Filed: October 25 1999  
For: STRETCHABLE ANTI-BUCKLING COILED SHEET STENT

**AMENDMENT AFTER FINAL**

Atty: William A. English/sih  
Docket No.: 239/227  
Date of Deposit: April 1, 2002

Enclosure(s): Amendment Transmittal (2 pgs);  
Amendment (12 pgs);  
postcard, certificate of mailing  
Check No. 3825 Amount \$55.00

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Irvine, CA 92614

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DOCKET NO. 239/227  
SERIAL NO. 09/427,260  
APPLICANT Farhad Khosravi, et al  
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One month extension of time

Patent  
239/227

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Farhad Khosravi and Himanshu N. Patel

Serial No.: 09/427,260

Filed: October 25, 1999

For: STRETCHABLE ANTI-BUCKLING  
COILED-SHEET STENT

Group Art Unit: 3738

Examiner: B. Pelligrino

## AMENDMENT TRANSMITTAL

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment for the above-identified application.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY		FEE FOR OTHER THAN SMALL ENTITY
1 month	<input checked="" type="checkbox"/>	\$55.00	<input type="checkbox"/>	\$110.00
2 months	<input type="checkbox"/>	\$200.00	<input type="checkbox"/>	\$400.00
3 months	<input type="checkbox"/>	\$460.00	<input type="checkbox"/>	\$920.00
4 months	<input type="checkbox"/>	\$720.00	<input type="checkbox"/>	\$1,440.00
5 months	<input type="checkbox"/>	\$980.00	<input type="checkbox"/>	\$1,960.00

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

April 01, 2002  
Date of Deposit

Sally Hartwell

Name of Person Mailing Paper

Signature of Person Mailing Paper

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239/227

- ☒ Extension fee due with this Request \$55.00.  
☒ If an additional extension of time is required, please consider this a petition therefor.

**FEEES FOR CLAIMS:**

- ☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

Total Claims	33	-	50	=	0	x	\$18.00	\$0.00
Independent Claims	5	-	6	=	0	x	\$84.00	\$0.00
Multiple Dependent Claims	\$280	(if applicable)					<input type="checkbox"/>	\$0.00
<b>TOTAL OF ABOVE CALCULATIONS</b>								\$0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.							<input type="checkbox"/>	\$0.00
<b>TOTAL FEES FOR CLAIMS SUBMITTED HERewith</b>								\$0.00

- ☒ A check in the amount of \$55.00 is enclosed to cover the above fee(s).  
☐ Charge Lyon & Lyon's Deposit Account No. 12-2475 in the amount of \_\_\_\_\_.  
☒ The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account 12-2475.

Respectfully submitted,

LYON &amp; LYON LLP

By: William A. English  
Reg. No. 42,515Dated: April 1, 2002633 West Fifth Street, Suite 4700  
Los Angeles, California 90071-2066  
(949) 567-2300